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6 Attorneys for Plaintiff  
FERTITTA ENTERTAINMENT LLC  
7

8  
9 **UNITED STATES DISTRICT COURT**  
10 **DISTRICT OF NEVADA**

11 FERTITTA ENTERTAINMENT LLC, a  
12 Delaware limited liability company,

13 Plaintiff,

14 v.

15 VIVA GAMING LLC, a Nevada limited  
liability company, GONZALO DE  
16 VARONA & ASSOCIATES, an entity of  
unknown origin doing business in  
17 Nevada, and GONZALO DE VARONA,  
an individual,

18  
19 Defendants.  
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Case No. 2:12-CV-2135 RCJ-NJK

**NOTICE OF VOLUNTARY DISMISSAL  
WITHOUT PREJUDICE**

21 Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i), Fertitta Entertainment LLC,  
22 ("Plaintiff") hereby submits its voluntary dismissal of the above captioned matter without  
23 prejudice.

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1 Defendants Viva Gaming LLC, Gonzalo De Varona & Associates and Gonzalo De  
2 Varona have not filed an answer or responsive pleading to Plaintiff's Complaint.

3 DATED this 4<sup>th</sup> day of November, 2013.

4 Respectfully submitted,

5 BROWNSTEIN HYATT FARBER  
6 SCHRECK, LLP

7 By: /s/ Laura E. Bielinski  
8 Nikki L. Baker (Nevada Bar No. 6562)  
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13 FERTITTA ENTERTAINMENT LLC

14 ORDER

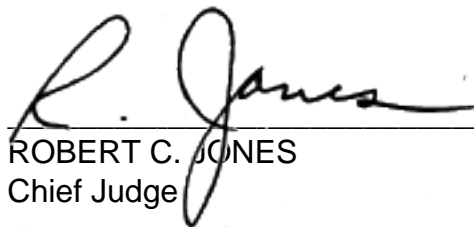
15 IT IS HEREBY ORDERED that this action is DISMISSED WITHOUT PREJUDICE.

16 IT IS FURTHER ORDERED that [6] Motion to Extend Time is DENIED as MOOT.

17 IT IS FURTHER ORDERED that the Status Conference set for Wednesday, November  
18 13, 2013 @ 10:00 A.M. is VACATED.

19 IT IS FURTHER ORDERED that the Clerk of the Court shall close this case.

20 IT IS SO ORDERED this 4th day of November, 2013.

21  
22   
23 ROBERT C. JONES  
24 Chief Judge

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